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60/225,937 17 August 2000 (17.08.2000) US(71) Applicant (*for all designated States except US*):  
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**WO 02/10427 A1**

(54) Title: METHOD FOR PRODUCING MALTOSE SYRUP BY USING A HEXOSYLTRANSFERASE

(57) Abstract: The present invention relates to a method of producing maltose syrup, wherein starch is treated with a hexosyltransferase (E.C. 2.4.1.) and then a beta-amylase and/or a maltogenic amylase, or varian thereof. The invention also relates to an intermediate product suitable as starch material in maltose production processes.

## METHOD FOR PRODUCING MALTOSE SYRUP BY USING A HEXOSYLTRANSFERASE

The present invention concerns a method of production of maltose syrup, whereby starch is treated with a hexosyltransferase and a beta-amylase and/or a maltogenic amylase, or variant thereof. Further, the invention also relates to a suitable starting material for the production of maltose.

## BACKGROUND OF THE INVENTION

10 Maltose

Maltose is a disaccharide having the chemical structure of 4-O-alpha-D-glucopyranosyl-D-glucopyranose ( $C_{12}H_{22}O_{11}$ ) and is the main component of maltose syrups.

15 Application of Maltose Syrups

Maltose is used to replace sucrose in a number of foodstuffs and confectionary products as well as starting product for hydrogenation to maltitol.

Maltose does not crystallize easily, in contrast to, e.g., glucose, which is able to crystallize even in the presence of impurities in high concentrations. Maltose is not able to crystallize and thus to be purified further, unless the maltose used as a starting material exhibits a purity above 90%. Also, the fact that maltose does not crystallize easily is one of the reasons why maltose is a valuable raw material in the candy industry.

Maltose has also other applications, e.g., as the active component of intravenous injection liquids intended for provision of sugar for the patient and as a component in frozen deserts (due to low crystallization ability of maltose), in the baking and brewing industry, and for production of maltitol, which can be used as a sweetening agent, like sorbitol, *vide Glycose Sirups, Science and Technology, Elsevier Applied Science Publishers 1984, pages 117 - 135.*

Thus, the purpose of the invention is to provide a method of producing maltose syrup.

#### DESCRIPTION OF THE INVENTION

5 The object of the present invention is to provide a method of producing high maltose syrup.

At least in the context of the present invention high maltose syrup is syrup with a maltose content of at least 80%, preferably at least 90%.

10

#### Traditional Methods of Producing Maltose

The starting (raw) material for maltose production processes is starch from corn, potato, sweet potato, manioc, rice, and cassava in a concentration of about 10-20% for production of 15 medical grade maltose and in the range of 20-40% for food grade maltose.

Various methods of producing maltose have been known and the purity of the maltose obtained by these methods is in the range from 75-90%. A typical example of these methods comprise heating 20 and treating a starch slurry with alpha-amylase thereby liquefying the starch and then hydrolysing the liquefied starch with beta-amylase and pullulanase (alpha-1,6-glucosidase) to afford a maltose solution, which may then be purified.

The greater part of the "impurities" in this maltose solution 25 comprises glucose and oligosaccharides, such as maltotriose and limit dextrins, which consists of three or more glucose units.

#### Method of the invention

The inventors of the present invention have found, that a 30 maltose syrup with a higher maltose content can be obtained - than when liquefying with an alpha-amylase - by treating a starch slurry with a hexosyltransferase (E.C. 2.4.1) followed by treatment with a beta-amylase (E.C. 3.2.1.2) and/or a maltogenic amylase, or a variant thereof.

Thus, in the first aspect the invention relates to a method of producing maltose, wherein starch is treated with

- i) a hexosyltransferase (E.C. 2.4.1), and then
- ii) a beta-amylase and/or a maltogenic amylase, or a variant

5 thereof.

Preferably the method of the invention comprises the steps of:

a) treating starch with a hexosyltransferase (E.C. 2.4.1) until a product having

10 i) an Additional Degree of Branching (ADB) of between 10-150% has been provided if using a branching enzyme, and/or

ii) a viscosity corresponding to that of liquefied starch obtainable by treating 30% DS starch with wild type *Bacillus licheniformis* alpha-amylase until a DE in the range from 8-15,

15 preferably DE of between 10-12, has been provided,

b) the product provided in step a) is treated with a beta-amylase and/or a maltogenic amylase, or variant thereof, and optionally

20 c) recovering and/or purifying maltose from the product provided in step b).

Dextrose Equivalent (DE) and Additional Degree of Branching (ADB)

25 The degree of branching of a starch product is determined by measuring the DE (Dextrose Equivalent) of the starch product after debranching with isoamylase (*Pseudomonas* isoamylase available from Hayashibara, Japan). The higher the DE (after debranching), the higher the degree of branching. The additional  
30 degree of branching (ADB) introduced by the hexosyltransferase is calculated as

$$\text{Additional Degree of Branching} = \frac{\text{DE} - X}{X} \times 100\%$$

X is the DE after debranching of native starch (i.e., the starting material).

Method for treating starch with hexosyltransferase

5 To obtain an effective enzymatic treatment of the starch, the starch may in a preferred embodiment be gelatinised. Dependent upon the heat stability of the enzyme and the gelatinisation temperature of the specific starch this can be done either in combination with enzyme treatment or prior to enzyme  
10 treatment. Gelatinisation may be carried out either in a batch system or continuously in a jet-cooker. In lab-scale simple heating systems can be used, e.g., an oil bath, pressure cooker or autoclave. Specific reaction conditions for the subsequent enzymatic treatment or for the combined gelatinisation/enzyme  
15 process, i.e., temperature, pH, % DS, dosage and incubation time depend upon the characteristics of the enzyme and the starch source.

In an embodiment the starch slurry in step a) of the process of the invention is treated at 50-150°C, preferably in the  
20 range from 50-100°C. In the case of using a 1,4-alpha-glucan branching enzyme as the hexosyltransferase the treating temperature will be in the range from 50-70°C, preferably around 65°C. In an embodiment, when using 1,4-alpha-glucan branching enzyme the starch is gelatinized first by jetting at 105°C-140°C  
25 and then cooled to about 65°C.

In the case of 4-alpha-glucanotransferase (amylomaltases or D-enzyme) and CGTase a gelatination step is optional and may be left out. Thus, starch may be treated (incubated directly with the enzyme(s)) at from 60-100°C, preferably around 90°C.

30 A pullulanase may be added in step b). In general the starch (raw) starting material is a 10-50% DS starch slurry, preferably a 20-40% DS starch slurry, especially a starch slurry having around 30% DS.

- The invention also relates to a product obtainable by
- a) treating starch with a hexosyltransferase (E.C. 2.4.1)
    - i) until a product having an Additional Degree of Branching (ADB) of between 10-150% has been provided when using a branching enzyme, and/or
      - ii)a viscosity corresponding to that of liquefied starch obtainable by treating 30% DS starch with wild type *Bacillus licheniformis* alpha-amylase until a DE in the range from 8-15, preferably DE of between 10-12, has been provided.
- 10 The product is suitable as starting material for maltose processes. The product is stable and have a reduced tendency to retrograde and is soluble in aqueous solution.
- In a further aspect the invention relates to a maltose-containing product obtainable by the method of the invention.
- 15 The product obtained this way has a maltose (DP<sub>2</sub>) content of above 80%, preferably 85%, especially above 90%.

Further, the invention also relates to the use of the product of the invention prepared by treating starch with a hexyltransferase as starting (raw) material (substrate) for the production of maltose.

#### Hexosyltransferase

Examples of hexyltransferase (E.C. 2.4.1) include 1,4-alpha-Glucan branching enzyme (E.C. 2.4.1.18); 4-alpha-glucanotransferase (amylomaltases or D-enzyme) (E.C. 2.4.1.25); Cyclomaltodextrin glucanotransferase (CGTase) (E.C. 2.4.1.19).

#### 1,4-alpha-glucan branching enzyme

In an embodiment the hexosyl transference is 1,4-alpha-glucan branching enzyme which forms additional 1,6-glucosidic linkages of amylopectin and converts amylose into amylopectin. Amylopectin branching enzyme is frequently termed Q-enzyme.

A specifically contemplated 1,4-alpha-Glucan branching enzyme is derived from *Rhodothermus*, preferably *Rhodothermus obamensis*, especially the deposited strain *E.coli* DSM 12607 comprising the *glgB* gene from *Rhodothermus obamensis*.

5

4-alpha-glucanotransferase (amylomaltases or D-enzyme)

In an embodiment the hexosyl transferease is 4-alpha-glucanotransferase, which transfers a segment of a 1,4-alpha-D-glucan to a new 4-position in an acceptor, which may be glucose 10 or 1,4-alpha-D-glucan. 4-alpha-glucanotransferase is often referred to as D-enzyme.

A specifically contemplated 4-alpha-glucanotransferase is derived from *Thermococcus litoralis* (Jeon, Beong-Sam, et al: 4-alpha-Glucanotransferase from the hyperthermophilic archaeon 15 *Thermococcus litoralis* (1997). Eur.J.Biochem. 248: 171-178.)

CGTase

In an embodiment the CGTase or CGTase variant is derived from a strain of *Bacillus*, a strain of *Brevibacterium*, a strain of *Clostridium*, a strain of *Corynebacterium*, a strain of *Klebsiella*, a strain of *Micrococcus*, a strain of *Thermoanaerobium*, 20 a strain of *Thermoanaerobacter*, a strain of *Thermoanaerobacterium*, a strain of *Thermoanaerobacterium*, or a strain of *Thermoactinomyces*.

In a preferred embodiment, the CGTase or CGTase variant is derived from a strain of *Bacillus autolyticus*, a strain of 25 *Bacillus cereus*, a strain of *Bacillus circulans*, a strain of *Bacillus circulans* var. *alkalophilus*, a strain of *Bacillus coagulans*, a strain of *Bacillus firmus*, a strain of *Bacillus halophilus*, a strain of *Bacillus macerans*, a strain of *Bacillus megaterium*, a strain of *Bacillus ohbensis*, a strain of *Bacillus stearothermophilus*, a strain of *Bacillus subtilis*, a strain of 30

Klebsiella pneumonia, a strain of Thermoanaerobacter ethanolicus, a strain of Thermoanaerobacter finnii, a strain of Clostridium thermoamylolyticum, a strain of Clostridium thermosaccharolyticum, or a strain of Thermoanaerobacterium 5 thermosulfurigenes.

In a more preferred embodiment the CGTase or CGTase variant is derived from the strain of *Bacillus* sp. strain 1011, the strain *Bacillus* sp. strain 38-2, the strain *Bacillus* sp. strain 17-1, the strain *Bacillus* sp. 1-1, the strain *Bacillus* sp. strain 10 B1018, the strain *Bacillus circulans* Strain 8, the strain *Bacillus circulans* Strain 251, or the strain *Thermoanaerobacter* sp. ATCC 53627, or mutants or variants thereof.

Contemplated CGTase variants are disclosed in WO 96/33267 (Novozymes A/S) and WO 99/15633 (Novozymes A/S), which are 15 hereby incorporated by reference.

A commercially available CGTase product is Toruzyme® from Novozymes A/S.

#### Beta-Amylase

20 Examples of beta-amylases (E.C. 3.2.1.2) include crop beta-amylases, such as barley beta-amylases, wheat beta-amylases, soybean beta-amylases, and beta-amylases derived from *Bacillus* sp., such as the beta-amylase disclosed in US patent no. 4,970,158 (Novozymes A/S).

25 Commercially available beta-amylases include Spezyme® BBA and Spezyme® DBA from Genencor Int.

#### Pullulanase

Examples of pullulanases (E.C. 3.2.1.41) include a thermostable pullulanase from, e.g., *Pyrococcus* or a protein engineered 30 pullulanase from, e.g., a *Bacillus* strain such as *Bacillus acidopullulyticus* or *Bacillus deramificans* (e.g., the *Bacillus*

*deramificans* pullulanase with GeneBank accession number Q68699).

Commercially available pullulanases include Promozyme® D from Novozymes A/S and Optimax® from Genencor Int.

5

#### Maltogenic Amylase

A maltogenic amylase (E.C. 3.1.133) hydrolyses 1,4-alpha-D-glucosidic linkages in polysaccharides so as to remove successive alpha-maltose residues from the non-reducing ends of 10 the chains. A maltogenic amylase acts on starch and related polysaccharides and oligosaccharides.

An Example of a suitable maltogenic amylase is the maltogenic amylase produced by *Bacillus stearothermophilus* C599 15 disclosed in EP patent no. 120,693 (Novo Industri A/S). Contemplated maltogenic amylase variants are disclosed in WO 99/43794 and WO 99/43793, which are thereby incorporated by reference.

A commercially available maltogenic amylase is sold under the 20 tradename Maltogenase® (Novozymes A/S, Denmark).

#### MATERIALS & METHODS

Branching enzyme: *Rhodothermus obamensis* D-enzyme disclosed in WO 00/58445 (Novozymes A/S, Denmark).

26 Spezyme® BBA 1500 is a barley beta-amylase (available from Genencor Int., USA).

Promozyme® D is a pullulanase derived from a strain of *Bacillus* (available from Novozymes A/S, Denmark)

Isoamylase: *Pseudomonas* isoamylase (available from Hayashibara, 30 Japan).

Toruzyme® is a heat-stable cyclomaltodextrin glucanotransferase (CGTase) derived from a strain of *Thermoanaerobacter* (available on request from Novozymes A/S, Denmark).

Termamyl® LC is an alpha-amylase derived from *Bacillus licheniformis* (available on request from Novozymes A/S, Denmark)

Maltogenase® (available from Novozymes A/S, Denmark).

Wild type *Bacillus licheniformis* alpha-amylase is disclosed as SEQ ID NO: 4 in WO 99/19467. (Novozymes A/S, Denmark).

5 Methods

Beta-amylase activity (DP°)

The activity of Spezyme® BBA 1500 is expressed in Degree of Diastatic Power (DP°). It is the amount of enzyme contained in 0.1 ml of a 5% solution of the sample enzyme preparation that 10 will produce sufficient reducing sugars to reduce 5 ml of Fehling's solution when the sample is incubated with 100 ml of substrate for 1 hour at 20°C (68°F).

Pullulanase activity (New Pullulanase Unit Novo (NPUN))

15 One new Pullulanase Unit Novo (NPUN) is a unit of endo-pullulanase activity and is measured relative to Novozymes standard made on 0.7% Red Pullulan, 40°C, pH 4.5, 30 minutes reaction time. A detailed description of the analysis method is available on request (SOP No.: EB-SM.0420.02/01).

20

Branching Enzyme Activity

Branching Enzyme activity is determined according to a modified version of the procedure described by Takata et al., Applied and Environmental Microbiology (1994), p. 3097 (assay

25 A):

20 micro l enzyme solution is mixed with 50 micro litre water and 50 micro litre substrate solution and incubated for 30 minutes at testing temperature. The substrate solution is 0.1% type III amylose dissolved in Tris buffer. The reaction is 30 terminated by the addition of 2 ml of iodine reagent. Iodine reagent is made daily from 0.5 ml of stock solution (0.26 g of I<sub>2</sub> and 2.6 g of KI in 10 ml of water) mixed with 0.5 ml of 1 N HCl and diluted to 130 ml. The mixture is incubated for 15 minutes at room temperature to stabilize the colour. Activity

is measured as difference in A660 between a tested sample and a control in which cell extract is replaced by water. One unit of branching enzyme activity is defined as the amount of enzyme that can decrease the A660 of the amylose-iodine complex by 1% per minute at 60°C, pH 7.0.

Method for treating starch with hexosyltransferase

a) when using Branching Enzyme the following procedure may be used:

10 A 10-30% DS, pH 7-8, starch suspension is gelatinised in a jet-cooker or an autoclave. The slurry is then cooled to 60-70°C and branching enzyme added. When the specified conversion is reached (total time will depend upon dosage) the reaction is terminated by heating to 100°C for 15 minutes.

15 b) for Glucanotransferase or CGT'ase preparation can be made as follows:

A 30% DS, pH 5-7, starch suspension is prepared and enzyme added. The suspension is then heated to 70-90°C and incubated for 4-24h. When the specified conversion is reached (total time will depend upon dosage) the reaction is terminated by heating to 140°C for 5-15 minutes.

**EXAMPLES**

25

**Example 1**

**Production of maltose**

30% DS potato starch substrate liquefied with Branching Enzyme was prepared. The starch slurry was clear and stable.

30 The starch slurry was then treated with beta-amylase (1 DP°/g DS) and pullulanase (1 NPUN/g DS) at 60°C, pH 5.0.

After 72 hours incubation 89% maltose was obtained. In comparison to this only 75% maltose was obtained under identical conditions using Termamyl LC DE 10 maltodextrin.

**Claims**

1. A method of producing maltose, wherein starch is treated with
  - i) a hexosyltransferase (E.C. 2.4.1), and then
  - 5 ii) a beta-amylase (E.C. 3.2.1.2) and/or a maltogenic amylase (E.C. 3.2.1.133), or variant thereof.
- 10 2. The method of claim 1, comprising the steps of:
  - a) treating starch with a hexosyltransferase (E.C. 2.4.1) until a product having
    - i) an Additional Degree of Branching (ADB) of between 10-150% has been provided if using a branching enzyme, and/or
    - 5 ii) a viscosity corresponding to that of liquefied starch obtainable by treating 30% DS starch with wild type *Bacillus licheniformis* alpha-amylase until a DE in the range from 8-15, preferably DE of between 10-12, has been provided,
  - b) the product provided in step a) is treated with a beta-amylase and/or a maltogenic amylase, or variant thereof, and optionally
  - 20 c) recovering and/or purifying maltose from the product provided in step b).
- 25 3. The method of claim 2 wherein starch in step a) is treated at 50-150°C, preferably in the range from 50-100°C.
4. The method of claim 1 or 2, wherein further a pullulanase is added in step b).
- 30 5. The method of any of claims 1-4, wherein a 10-50%DS starch slurry, preferably a 20-40% DS, especially around 30% DS starch slurry is used as the starting material.
6. The method of claim 1, wherein the hexyltransferase (E.C. 2.4.1.) is one or more of the enzymes selected from the group

consisting of 1,4-alpha-Glucan branching enzyme (E.C. 2.4.1.18); 4-alpha-glucanotransferase (amylomaltases or D-enzyme) (E.C. 2.4.25); Cyclomaltodextrin glucanotransferase (CGTase) (E.C. 2.4.1.19).

5

7. The method of claims 1-6, wherein the starch in step a) is treated with a combination of D-enzyme and a maltogenic amylase or variant thereof.

10 8. The method of claim 1, wherein the beta-amylase (E.C. 2.4.1.2) is barley beta-amylase.

9. The method of claim 1, wherein the pullulanase is a *Bacillus* pullulanase.

15

10. The method of claim 6, wherein the 1,4-alpha-Glucan branching enzyme (E.C. 2.4.1.18) is derived from *Rhodothermus*, preferably *Rhodothermus obamensis*.

20 11. The product obtainable by treating starch with a hexosyltransferase (E.C. 2.4.1) until a product having  
i) an Additional Degree of Branching (ADB) of between 10-150%  
has been provided if using a branching enzyme, and/or  
ii) a viscosity corresponding to that of liquefied starch ob-  
25 tainable by treating 30% DS starch with wild type *Bacillus*  
*licheniformis* alpha-amylase until a DE in the range from 8-15,  
preferably DE of between 10-12, has been provided.

30 12. The product of claim 11, wherein the hexoyltransferase  
(E.C. 2.4.1) is one or more of the enzymes selected from the  
group consisting of 1,4-alpha-Glucan branching enzyme (E.C.  
2.4.1.18); 4-alpha-glucanotransferase (amylomaltases or D-  
enzyme) (E.C. 2.4.25); Cyclomaltodextrin glucanotransferase  
(CGTase) (E.C. 2.4.1.19).

13. The method of claim 12, wherein the 1,4-alpha-Glucan branching enzyme (E.C. 2.4.1.18) is derived from *Rhodothermus*, preferably *Rhodothermus obamensis*, especially the deposited strain *E.coli* DSM 12607 comprising the *gigB* gene from *Rhodothermus obamensis*.

14. The syrup product obtainable by the method of any of claims 1-10.

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15. The syrup product of claim 14, wherein the maltose (DP<sub>2</sub>) content is above 80%, preferably 85%, especially above 90%.

15

16. Use of a product of any of claims 11-13, as starting material (substrate) for the production of maltose.

17. Use according to claim 16, wherein a portion of the product is used as starting material (substrate) for the production of maltose.

20

## INTERNATIONAL SEARCH REPORT

International Application No  
PCT/DK 01/00504A. CLASSIFICATION OF SUBJECT MATTER  
IPC 7 C12P19/22 C12P19/18

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C12P

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

BIOSIS, EMBASE, EPO-Internal

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 92 13962 A (NOVONORDISK AS) 20 August 1992 (1992-08-20) page 4, line 1 - line 3 page 4, line 17 - line 18	11-13
Y	---	1-10, 14-17
Y	EP 0 905 256 A (ROQUETTE FRERES) 31 March 1999 (1999-03-31) page 6; example 1 ---	1-10, 14-17
X	EP 0 690 170 A (AVEBE COOP VERKOOP PROD) 3 January 1996 (1996-01-03) page 3, line 42 - line 43 page 6, line 26 - line 27 ---	11-13
	-/-	

 Further documents are listed in the continuation of box C. Patent family members are listed in annex.

## \* Special categories of cited documents:

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- \*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- \*V\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
- \*G\* document member of the same patent family

Date of the actual completion of the international search

23 November 2001

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## INTERNATIONAL SEARCH REPORT

International Application No  
PCT/DK 01/00504

## C(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 98 15347 A (AVEBE COOP VERKOOP PROD ) 16 April 1998 (1998-04-16) page 8; example 2 -----	11-13
A		7

# INTERNATIONAL SEARCH REPORT

International application No.  
PCT/DK 01/00504

## Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1.  Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
  
2.  Claims Nos.: **11-13, 16, 17** because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:  
see FURTHER INFORMATION sheet PCT/ISA/210
  
3.  Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1.  As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
  
2.  As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
  
3.  As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
  
  
4.  No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

### Remark on Protest

- The additional search fees were accompanied by the applicant's protest.
- No protest accompanied the payment of additional search fees.

INTERNATIONAL SEARCH REPORT

International Application No. PCT/DK 01/00504

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Claims Nos.: 11-13,16,17

Present claims 11-13 and 16,17 relate to a product defined by reference to a desirable characteristic or property, namely an additional degree of branching of between 10-15% and/or a viscosity corresponding to that of liquefied starch obtainable by treating 30% DS starch with wild type *Bacillus licheniformis* alpha-amylase until a DE between 8-15 is reached.

The claims cover all products having this characteristic or property, whereas the application provides support within the meaning of Article 6 PCT and/or disclosure within the meaning of Article 5 PCT for only a very limited number of such products. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search over the whole of the claimed scope is impossible. Independent of the above reasoning, the claims also lack clarity (Article 6 PCT). An attempt is made to define the product by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search over the whole of the claimed scope impossible. Consequently, the search has been carried out for those parts of the claims which appear to be clear, supported and disclosed, namely those parts relating to treating starch with hexosyltransferases in general, and specifically the hexosyltransferases given in claim 12.

Claim 13 is unclear since it is a method claim, but refers to the product claim 12. However, claim 13 has been treated as being a product claim.

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

## INTERNATIONAL SEARCH REPORT

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